WEMMH SB/01 (12-03)
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DECLARATION FO	R UTILITY	OR A	ttorney Docket Num	ber 4061-	89				
DESIGN PATENT APPLICATION			irst Named Inventor	Ernes	Ernest C. Gerber				
(37 CFR	1.63)			COMPL	ETE IF KI	NOWN			
Declaration	Declaration	Α	pplication Number						
Submitted	Submitted after	Fi	iling Date						
With Initial Filing OR	Initial Filing (surcharge 37 CF	R A	rt Unit						
	1.16 (e) required)		xaminer Name						
I hereby declare that:		-							
Each inventor's residence, mailing address, and citizenship are as stated below next to their name.									
I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:									
BLENDER	R FOR INGRE	EDIENT	S INTO SOFT-	SERVE FR	REEZEF	R PRODUCTS	<u>S</u>		
(Title of the Invention)									
the specification of which									
is attached hereto									
OR		<del>,</del>							
was filed on (MM/DD/YYY	Υ)		as United Stat	tes Application	Number o	r PCT Internationa	aí		
Application Number		and	was amended on (N	MM/DD/YYYY)			(if applicable).		
I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.							s amended by		
I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation in-part-applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.									
I hereby claim foreign priority benefits under 35 U.S.C. 119 (a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.									
Prior Foreign Application		Forei	ign Fiting Date	Check Only I	f Priority N	ot Certified (	Copy Attached?		
Number(s)	Country	(M)	W/DD/YYYY)	Clair	ned	YES	NO		
			,						
	<u> </u>	L				_			
Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.									
I hereby claim the benefit under U35 USC 119(e) of any United States provisional application(s) listed below.									
Application Numbe	Application Number(s) Filing Date (MM/DD/YYYY) Additional provisional applica					ional application			
						numbers are liste			
						supplemental pri PTO/SB/02B atta			

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Under the Paperwork Reduction Act of 1995, no persons are required to a collection of information unless it contains a valid OMB control number. I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application. U.S. Parent Application or Parent Filing Date (MM/DD/YYYY) Parent Patent Number (If applicable) **PCT Number** Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto. As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: **Customer Number** Place Customer Number Bar Code Label Here Registered practioner(s) name/registration number listed below. Name Registration Number Name **Registration Number** Additional registered practitioner(s) named on supplemental Registered Practitioner Information Sheet PTO/SB/02C attached hereto. **Customer Number Bar** Direct all correspondence to: OR Correspondence address below Code Label Name Woodard, Emhardt, Moriarty, McNett & Henry LLP Address 111 Monument Circle Address **Suite 3700** City Indianapolis State IN ZIP 46204 Country Telephone (317) 634-3456 Fax (317) 637-7561 I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. Name of Sole or First Inventor: A petition has been filed for this unsigned inventor. Given Name (first and middle [if any]) Family Name or Surname Ernest C. **GERBER** Inventor's Signature Date 9, 2004 Narch Residence Danville State IN Country USA Citizenship USA Post Office Address 1661 N. Washington Street Post Office Address City Danville State IN ZIP 46122 Country USA Additional inventors are being named on the supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.

DECLARA	TION	Registered Practitioner Information (Supplemental Sheet)			
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Charles J. Meyer	41,996				
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Gregory B. Coy	40,967	!			
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Scott J. Stevens	29,446				
James B. Myers	42,021				
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